



Angela R. Gibson
Service Center Manager

Evaluation Sheet for Claim #2286-17979**Date Recommended:** March 1, 2002**Investigator:** Noel Geary**Claimant:** Bobby Moenck
1526 Dupont Ave North
Minneapolis, MN 55411**Date of Loss:** October 22, 2001**Date Filed:** February 20, 2002**Department:** Police**Cause:** Property Damage/Tow**Amount Claimed:** \$ 486.89 for property damage (\$423.00 for the car seat and 63.89 for the phone battery) and \$125.00 for towing fee.

Evaluation: Claimant's vehicle was stolen at gunpoint from 1526 Dupont Ave North. The claimant contacted the police to report that he was following his vehicle and reported where it was heading. When the police apprehended the assailants, they instructed the claimant that his vehicle would have to be impounded for forensic testing, and instructed that he would not be charged for this. Officer Bedard, of the Minneapolis Police Department, asked the claimant if he was missing any property, and he stated that he was missing his cellular phone. The police found the phone on one of the assailants and asked the claimant to identify it. The claimant told the police officer that if you turned on the phone the screen would have the name "Bobby" appear. The police officer turned on the phone and confirmed that the name "Bobby" did appear. The police officers advised the claimant that they would have to inventory his belongings. When the claimant went to pick up his phone, the battery was not with it. However, in order for the phone to turn on, the battery was needed, so he feels it was lost by the police officers.

The claimant is also seeking reimbursement for damage to his car seat. When the police officers recovered the stolen vehicle, the claimant advised them that he could see a gun and a lit marijuana joint lying on the front seat, which were left by the two assailants. Sgt. McShane instructed the claimant that the lit marijuana joint



would be removed from his vehicle so it would
When the claimant picked up his vehicle the marijuana joint was
still in the vehicle and a hole had been burned in the seat. Angela R. Gibson
Service Center Manager

We find no evidence of negligence by the MPD with regards to the
claimant vehicle being impounded. The MPD followed proper
police procedure in towing the stolen vehicle.

We reviewed the police report submitted by Officer Bedard, and it
does state that the police did have one of the items claimant, which
was a Sprint phone, model number SPH-N200. The property
inventory report also indicates that the police did have possession
of the claimant's cellular phone.

With regards to the damage to the claimant's car seat, there is no
mention anywhere in the police report of a marijuana joint being
found in the car. The police report does indicate that a handgun
was sitting in the front seat of the claimant vehicle.

Recommendation: Payment, \$63.89 for the cellular phone battery.
Payment \$125.00 for towing fee.
*Total Payment \$188.89.



City of Minneapolis

Finance Department

Risk Management & Claims

350 South 5th Street - Room 307M
Minneapolis MN 55415-1341

Office (612) 673-2023
Fax 673-2775
TTY 673-7295

April 30, 2002

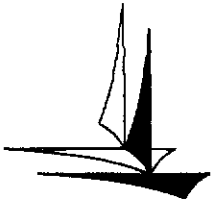
Bobby Moenck
1526 Dupont Avenue North
Minneapolis, MN 55411

Per your request I have scheduled you to appear before the Council Claims Committee on May 15, 2002, in the Council Chambers, Room 317 of City Hall, located at 350 S. 5th Street. The meetings begin promptly at 1:30 PM. If you have any questions please do not hesitate to call.

Sincerely,

Bonnie

Bonnie
(612) 673-2061



City of Minneapolis

Finance Department

Risk Management & Claims

350 South 5th Street - Room 307M
Minneapolis MN 55415-1341

Office (612) 673-2023
Fax 673-2775
TTY 673-7295

March 7, 2002

Bobby Moenck
1526 Dupont Ave North
Minneapolis, MN 55411

Per your request I have scheduled you for a conference call before the Staff Claims Committee on April 04, 2002, in room 220 of City Hall, located at 350 S. 5th Street. The meetings begin promptly at 8:30 AM. If you have any questions please do not hesitate to call.

Sincerely,

Bonnie
(612) 673-2061

CITY OF MINNEAPOLIS CLAIM FORM

Print all information.

COMPLETE APPLICABLE ITEMS ON THIS FORM AND SEND TO:

Send Claims against the City to Risk Management & Claims, 350 South 5th Street, Room 307M, Minneapolis, MN 55415-13762
Send Claims against the Library to The Library Board of the City of Minneapolis, 300 Nicollet Mall, Minneapolis, MN 55401
Send Claims against the Park Board to the Minneapolis Park & Recreation Board, 200 Grain Exchange, 400 S 4th St., Minneapolis, MN 55415

1. The claim must be filed within 180 days of the occurrence.
2. Your claims must be based on the fault or liability of the City or its employees.
3. Attach copies of bills, estimates or other documents.
4. Your claim will be investigated by Risk Management & Claims Division
5. If more space is needed use reverse side.
6. For further information, call 673-2969

BY:
JAN 2 2002

| | | | |
|--|--|--|--|
| NAME <u>Bobby Moenck</u> | | WORK PHONE NUMBER <u>612-578-5328</u> | HOME PHONE NUMBER <u>612-529-0727</u> |
| STREET ADDRESS <u>1526 Dupont Ave N</u> | | CITY <u>Mpls</u> | STATE <u>MN</u> |
| | | ZIP CODE <u>55411</u> | |

| CLAIM IS FOR TOWING | | CLAIM IS FOR VEHICLE OR PROPERTY DAMAGE | | CLAIM IS FOR INJURY | |
|--|--|---|--|------------------------|--|
| DATE <u>10-22-2001</u> | TIME <input type="checkbox"/> AM <input type="checkbox"/> PM | DATE <u>10-22-2001</u> | TIME <input type="checkbox"/> AM <input type="checkbox"/> PM | DATE | TIME <input type="checkbox"/> AM <input type="checkbox"/> PM |
| LICENSE PLATE NUMBER <u>DWC 200 TN</u> | | ATTACH TWO ESTIMATES OF THE COST OF THE REPAIRS <u>\$423.00 seat \$63.89 Phone</u> | | TYPE OF INJURY | |
| COMPENSATION REQUESTED <u>\$ 125.00</u> | | COMPENSATION REQUESTED <u>\$486.89</u> | | COMPENSATION REQUESTED | |

| LOCATION OF INCIDENT |
|---|
| Be specific. Give street address, intersection, direction traveling, side of street, number of feet, direction from curb, etc. Include diagram on another sheet if necessary. <u>See police Report</u> |

| CIRCUMSTANCES (DETAILS OF HOW THE INCIDENT OCCURRED AND HOW THE CITY IS INVOLVED) |
|--|
| <u>Police notified that gun and lit joint were lying on seat. OFFICER said he would remove. I informed Sgt. on scene that a lit joint was on seat and might been seat he said he would take care of. When I picked up vehicle joint was still in seat and a hole was burned. Vehicle was impounded for</u> |

| WITNESSES | | |
|------------------------------|--|---|
| NAME <u>Adam Owens</u> | ADDRESS <u>1526 Dupont Ave North Mpls Mn</u> | TELEPHONE NUMBER <u>612-529-0727</u> |
| NAME <u>Amya Ward</u> | ADDRESS <u>2957 Olmsted Ave North Mpls Mn</u> | TELEPHONE NUMBER <u>612-529-7084</u> |
| NAME <u>Rachel Bonine</u> | ADDRESS <u>Bartlett TN 38134</u> | TELEPHONE NUMBER <u>901-387-3989</u> |

JEAN Hennipex DA
MN Statutes 60A.955 "A person who files a claim with intent to defraud or helps commit a fraud against an insurer is guilty of a crime."

| | |
|----------------------------------|-------------------------|
| Signature <u>Bobby Moenck</u> | Date <u>11-05-01</u> |
|----------------------------------|-------------------------|

If you need this form in another format it is available on the City of Minneapolis homepage at <http://www.ci.minneapolis.mn.us>

Forensic to take prints. I was ASSURED that because of this I would not be responsible for the tow. This was not the case since I had to pay to get my vehicle. When I went to the property my cell phone battery was nowhere to be found. I was asked at scene to verify that this was my phone they had taken off a juvenile. I told officer that if he turned phone on my name "Bobby" would appear which he did and said "yep thats you" See police report relating to phone. Property worker looked all over but could not find battery, he said that this was odd because paper work said 1 - Phone, he said that it didn't have battery paper work would reflect this.

6256

AMERICAN AUTO TRIM

680 North Snelling Ave. • St. Paul, MN 55104 • Phone: (612) 846-2726

ESTIMATE OF REPAIRS

| | | | | | | | | |
|-------------------|-------|--------------|-------------|-------------|-------------------------|-----------|-----------------|--|
| OWNER | | Bobby Moenck | | | PHONE (412) 578-5328 | | DATE 11/4/01 | |
| ADDRESS | | | | | CAR LOCATED AT | | | |
| YEAR | MAKE | MODEL | LICENSE NO. | SPEEDOMETER | | MOTOR NO. | | |
| 1992 | 154ZU | TROOPER | DNC 200 | | | | | |
| INSURANCE CARRIER | | ADJUSTER | | | PHONE | | SERIAL NO. | |
| | | | | | | | | |

[illegible]

Thank You!

INSURED PAYS \$ _____ INS. CO. PAYS _____ REPAIR ORDER
NUMBER _____

INSURANCE CHECK PAYABLE TO _____

The above is an estimate, based on our inspection, and does not cover additional parts or labor which may be required after the work has been opened up. Occasionally, after work has started, worn, broken or damaged parts are discovered which are not evident on first inspection. Quotations on parts and labor are current and subject to change.

ESTIMATE MADE BY: Richard B. Sweeney
AUTHORIZATION FOR REPAIR-You are hereby authorized to make the above specified repairs to the car described herein.

By Owner
or Agent

Date _____

| | |
|-------------------|--------|
| TOTAL LABOR | 152.00 |
| TOTAL PARTS | 253.27 |
| TOTAL PAINT | |
| WRECKER SERVICE | |
| TAX | 17.23 |
| TOTAL OF ESTIMATE | 422.50 |

Sprint PCS

207

7585 France Avenue South
Edina, Minnesota

1292398-1318015930

Register: 3

Date:

10/27/2001 18:59:32

Served By: RACHEL J.

Customer:

OTC Sale

Customer No.:

Original



* 1 3 1 8 0 1 5 9 3 0 *

| Item Description | Unit Price | Total |
|------------------------------------|------------|---------|
| SPSNBT008 Samsung N200 Std Battery | | |
| 1 Each | \$59.99 | \$59.99 |
| Sold by: DIEGO F. | | |
| SubTotal: | | \$59.99 |
| <hr/> | | |
| MN | 6.5000% | \$3.90 |
| Amount Due: | | \$63.89 |
| ECA Check 5571: | | \$63.89 |

An additional fee of \$34.99 may be applied to your account each time you choose to upgrade your handset or on an initial activation of a handset. For full refund, return proof of purchase within 14 days. See back of receipt for details.